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ILLINOIS COMMERCE COMMISSION

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

Petition Of The City of Pekin, A Municipal Corporation,
For Approval Pursuant To 735 ILCS 5/7-102 To Condemn
A Certain Portion Of The Waterworks System Of Illinois-
American Water Company.

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Docket No. 02-0352

**ILLINOIS-AMERICAN WATER COMPANY'S MOTION FOR LEAVE TO FILE
SUPPLEMENTAL TESTIMONY OF YVONNE CICCONE**

Illinois-American Water Company ("Illinois-American") hereby requests leave to file the Supplemental Testimony of Yvonne Ciccone, attached as Exhibit A to this Motion. Illinois-American retained Ms. Ciccone to evaluate statements made by Pekin witnesses concerning the operation of the Pekin Wastewater System. Additional information regarding the current operation of the Pekin Wastewater System has just become available since the filing of Ms. Ciccone's Rebuttal Testimony on May 6, 2003.

Illinois-American previously requested information from the Illinois Environmental Protection Agency ("IEPA") under the Illinois Freedom of Information Act ("FOIA") concerning the most recent inspection of the Pekin Wastewater System conducted by James Kammuehler of the IEPA on February 19, 2003. Mr. Kammuehler's report of that inspection was completed sometime during the week of May 12, 2003 and Illinois-American received a response to its FOIA request on May 16, 2003. The information was forwarded to Ms. Ciccone that same day.

As explained in Ms. Ciccone's Supplemental Testimony, the information she received concerning the most recent IEPA inspection of the Pekin Wastewater System impacts her

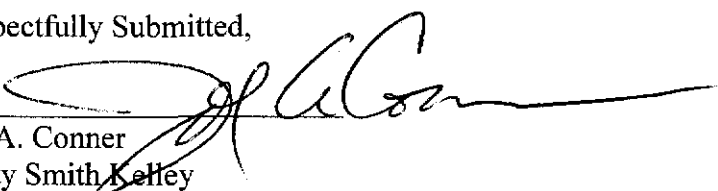
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previous testimony in this case. As such, it is crucial that the Commission have this information available in order to complete its public interest review in this matter.

Commission Staff witness Johnson included in his Rebuttal Testimony with the most recent IEPA inspection report of Illinois-American, and stated both in his Rebuttal Testimony and during cross-examination that it was important for the Commission to have before it the most recent IEPA inspection reports for both Illinois-American and the Pekin Wastewater System. Illinois-American agrees and respectfully requests that its Motion for Leave to File Supplemental Testimony of Yvonne Ciccone be granted.

Dated: May 21, 2003

Respectfully Submitted,



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